



Docket No.: PZ024P1C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ruben et al. (As Amended)

Application No.: 10/062,548

Confirmation No.: 3544

Filed: February 5, 2002

Art Unit: 1637

For: HUMAN PROTEIN HHEPU32

Examiner: Kim, Young J.

REQUEST FOR AMENDMENTS UNDER 37 C.F.R. §§ 1.312 AND 1.48(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.312, Applicants respectfully request consideration and entry of the following two amendments in the present application: 1) Applicants herein submit a request to correct inventorship pursuant to 37 C.F.R. § 1.48(b) (*Non-provisional application - fewer inventors due to amendment or cancellation of claims*); and, 2) Applicants herein resubmit a repeat request for amendment of the application title.

Applicants submit concurrently herewith: (a) Supplemental Application Data Sheet (to reflect the requested amendment of inventorship and application title (see below)); (b) Copy of date stamped Return Receipt Card from May 9, 2003, (c) Copy of pages 1 and 2 from the PROVISIONAL ELECTION UNDER 37 C.F.R. § 1.143 WITH TRAVERSE AND AMENDMENT UNDER 37 C.F.R. § 1.115 submitted on May 9, 2003; and, (d) a Fee Transmittal (in duplicate, with fee required under 37 C.F.R. § 1.48(b)(2)).

Amendment of Inventorship

The allowed claims in the present application were amended (subsequent to a restriction requirement mailed April 14, 2003) to be drawn to HHEPU32 protein embodiments (*i.e.*, SEQ ID NO:108 and HHEPU32 protein encoded by ATCC Deposit No. 209603). Therefore, pursuant to 37 C.F.R. § 1.48(b), the inventive entity of the subject matter encompassed by the allowed claims is: Steven M. Ruben, Craig A. Rosen, and Hla Kyaw. Accordingly, Applicants request

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that the presently allowed application be amended to show the above three persons as inventors. Thus, please **remove** the following names from the list of inventors: Paul A. Moore, Yanggu Shi, David W. LaFleur, and Ying-Fei Wei.

Amendment of Application Title

Also in reply to the restriction requirement mailed April 14, 2003, Applicants submitted a PROVISIONAL ELECTION UNDER 37 C.F.R. § 1.143 WITH TRAVERSE AND AMENDMENT UNDER 37 C.F.R. § 1.115 (on May 9, 2004) which included a request to amend the title of the application by deleting the previous title ("44 Human Secreted Proteins") and replacing it therefore with the new title "Human Protein HHEPU32". Applicants include herewith pages 1 and 2 from the above cited amendment request. In evidence of this previous submission, Applicants also include herewith a copy of the Return Receipt Card bearing the Office date-stamp of May 9, 2003.

Although no fee, in addition to that provided for above, is believed due for submission of this paper, should the Patent Office determine otherwise, please charge such fee to Applicant's Deposit Account No. 08-3425. The Patent Office is also authorized to credit any overpayment to Deposit Account No. 08-3425.

Dated: 9/17/2004

Respectfully submitted,

By Doyle A. Sigver
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KKH/DAS/mr

RETURN RECEIPT CARD

(MPEP § 503)



COPY

OIPE:

Please Date Stamp In
The Box Below And
Return To Addressee



Application of:
LaFleur et al

Docket No.: PZ024PIC1

Application Serial No.: 10/062,548-Conf. #3544

Art Unit: 1637

Filed: February 5, 2002

Examiner: Y. Kim

Title: Human Protein HHEPU32 (As Amended)

The following documents were filed by Human Genome Sciences, Inc.
via hand delivery on May 9, 2003:

1. Return Receipt Card;
2. Fee Transmittal (in duplicate);
3. Provisional Election Under 37 C.F.R. § 1.115 With Traverse and Amendment Under 37 C.F.R. § 1.115; and
4. First Supplemental Information Disclosure Statement with Form PTO/SB/08 and copies of references BV-CA.

KKH/JMM/FR/ba



COPY

VIA HAND DELIVERY MAY 9, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Docket No.: PZ024P1C1

Application No.:

Group Art Unit: 1646

Filed:

Examiner: D., Jiang

For: Human Protein HHEPU32 (as amended herein)

PROVISIONAL ELECTION UNDER 37 C.F.R. § 1.143 **WITH TRAVERSE AND AMENDMENT UNDER 37 C.F.R. § 1.115**

Commissioner for Patents
Alexandria, VA 22313

Dear Sir:

In response to the Office Action mailed April 14, 2003 (Paper No. 6), please consider the following amendment, traversal, provisional election, and remarks. Applicants respectfully request that the Examiner enter the following amendment prior to examination of the captioned application. Applicants submit concurrently herewith: (a) a Fee Transmittal Sheet; (b); and (c) an Information Disclosure Statement attaching Form PTO/SB/08 and copies of references BV-CA.

Prior to examining the captioned application, Applicants respectfully request the entry of the following amendments.

- Amendment to the Title begins on page 2 of this paper;
- Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper; and
- Remarks begin on page 9 of this paper.

Application No.: 10/062,548

COPY

Docket No.: PZ024P1C1

In the Title:

Please delete the existing title and replace therefore:

~~44 Human-Secreted Proteins~~ **Human Protein HHEPU32**



Supplemental Application Data Sheet

Application Information

| | |
|----------------------------------|---|
| Application number:: | 10/062,548 |
| Filing Date:: | 02/05/02 |
| Application Type:: | Regular |
| Subject Matter:: | Utility |
| CD-ROM or CD-R?:: | None |
| Sequence submission?:: | Paper |
| Computer Readable Form (CRF)?:: | No |
| Title:: | 44 Human Secreted Proteins <u>Human Protein HHEPU32</u> |
| Attorney Docket Number:: | PZ024P1C1 |
| Request for Early Publication?:: | No |
| Request for Non-Publication?:: | No |
| Small Entity?:: | No |
| Petition included?:: | No |
| Secrecy Order in Parent Appl.?:: | No |

Applicant Information

| | |
|--|-------------------------------------|
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| Status:: | Full-Capacity |
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Correspondence Information

Correspondence Customer Number:: 22195

Representative Information

Representative Customer Number:: 22195

Domestic Priority Information

| Application:: | Continuity Type:: | Parent Application:: | Parent Filing Date:: |
|------------------|---|----------------------|----------------------|
| This Application | Continuation of | 09/369,247 | 08/05/99 |
| 09/369,247 | Continuation-in-part of | US99/02293 | 02/04/99 |
| PCT/US99/02293 | An application claiming the benefit under 35 USC 119(e) | 60/074,118 | 02/09/98 |
| PCT/US99/02293 | An application claiming the benefit under 35 USC 119(e) | 60/074,157 | 02/09/98 |
| PCT/US99/02293 | An application claiming the benefit under 35 USC 119(e) | 60/074,037 | 02/09/98 |
| PCT/US99/02293 | An application claiming the benefit under 35 USC 119(e) | 60/074,141 | 02/09/98 |
| PCT/US99/02293 | An application claiming the benefit under 35 USC 119(e) | 60/074,341 | 02/09/98 |

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